



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation No.: 5059

Koichi IIDA et al.

Art Unit: 3694

Application No.: 10/516,394

Examiner: Brian Fertig

Filed: December 2, 2004

Attorney Dkt. No.: 059243.00011

For: ORDER MANAGEMENT SYSTEM

REQUEST FOR REFUND OF RCE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

June 19, 2008

Sir:

Request is hereby made for a refund in the amount of \$810.00.

Applicants are entitled to a refund of the Request for Continued Examination Fee concurrently filed on June 18, 2008, on the grounds that the finality of the Office Action mailed March 26, 2008, is improper because the outstanding Office Action failed to present a *prima facie* case of obviousness under MPEP § 2143 and the Office Action failed to establish that certain claimed features are inherent under MPEP § 2112(IV) (for further details, please see the arguments on pages 15, 16 and 18 of the Response filed concurrently herewith). As such, Applicants should not be required to pay an RCE fee.

It is respectfully requested that the refund be credited to Counsel's Deposit
Account 50-2222.

Respectfully submitted,



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